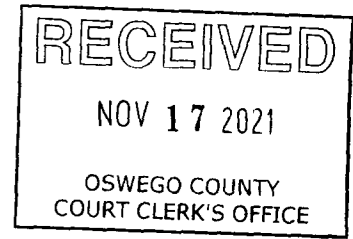


BARCLAY DAMON LLP



Franklin W. Heller
Partner

November 15, 2021

OSWEGO COUNTY CLERK'S
2021 NOV 18 AM 10:47

Chief Clerk
Oswego County Supreme Court
Oswego County Courthouse
25 E. Oneida Street
Oswego, New York 13126

Re: Highscore Capital, LLC v. Attis Ethanol Fulton, LLC, et al.
Index No. EFC-2021-1300

Dear Sir or Madam:

In connection with the above-referenced action, which seeks foreclosure of a mortgage held by the plaintiff on commercial real property in Oswego County, I am delivering to the Supreme Court herewith an executed "Commercial Mortgagor's Declaration of COVID-19-Related Hardship" executed by the manager of defendant/mortgagor Attis Ethanol Fulton, LLC. Based on that Declaration, the said defendant respectfully requests that prosecution of the action be stayed until at least January 15, 2022, as provided by the law signed by Governor Hochul on or about September 2, 2021 (L.2021, c. 147).

This letter does not constitute an appearance in the action on behalf of any party by Barclay Damon LLP.

Thank you for your anticipated cooperation in this matter.

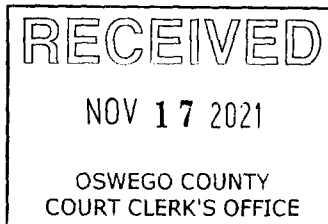
Very truly yours,

Franklin W. Heller

FWH:nb
Enclosure

cc: Wells Law PC
Attn: Steven W. Wells, Esq.
8989 Chaise Road
Springville, New York 14141

The Avant Building - 200 Delaware Avenue Suite 1200 - Buffalo, New York 14202 barclaydamon.com
fheller@barclaydamon.com Direct: (716) 858-3745 Fax: (716) 768-2745



NOTICE TO COMMERCIAL MORTGAGOR:

If you have lost significant revenue or had significantly increased necessary costs during the COVID-19 pandemic, and you sign and deliver this hardship declaration form to your mortgage lender or other foreclosing party, you cannot be foreclosed on until at least January 15, 2022.

If your mortgage lender or other foreclosing party provided you with this form, the mortgage lender or other foreclosing party must also provide you with a mailing address and e-mail address to which you can return this form. If you are already in foreclosure proceedings, you may return this form to the court. You should keep a copy or picture of the signed form for your records. You will still owe any unpaid mortgage payments and lawful fees to your lender. You should also keep careful track of what you have paid and any amount you still owe.

Index Number (if known/applicable): EFC-2021-1300

County and Court (if known/applicable): New York State Supreme Court, County of Oswego

COMMERCIAL MORTGAGOR'S DECLARATION OF COVID-19-RELATED HARDSHIP

I am the ^{Manager}~~owner, chief executive officer, president, or similar officer~~ of (name of business) Attis Ethanol Fulton, LLC, which is the mortgagor of the property at (address of commercial unit).

376 Owens Road and County Route 57, Fulton, New York 13069

Commercial Foreclosure Notice - English

My business owns, whether directly or indirectly, ten or fewer commercial units. My business is resident in New York State, independently owned and operated, not dominant in its field, and either employs one hundred or fewer persons, or, the commercial business was closed to in-person operations by executive order or department of health directive for two or more weeks between May 15, 2020 and May 1, 2021, and employs five hundred or fewer persons. My business is experiencing financial hardship and is unable to pay the mortgage in full because of one or more of the following:

1. Significant loss of revenue during the COVID-19 pandemic.
2. Significant increase in necessary expenses related to providing personal protective equipment to employees or purchasing and installing other protective equipment to prevent the transmission of COVID-19 within the business.
3. Moving expenses and difficulty in securing an alternative commercial property make it a hardship for the business to relocate to another property during the COVID-19 pandemic.
4. One or more of the business's tenants has defaulted on a significant amount of their rent payments since March 1, 2020.

To the extent that the business has lost revenue or had increased expenses, any public assistance the business has received since the start of the COVID-19 pandemic does not fully make up for the business's loss of revenue or increased expenses.

I understand that the business must comply with all other lawful terms under my commercial mortgage agreement. I further understand that lawful fees, penalties or interest for not having paid the mortgage in full as required by the commercial mortgage agreement may still be charged or collected and may result in a monetary judgment. I also understand that the mortgage lender or other foreclosing party may pursue a foreclosure action against the business on or after January 15, 2022, if I do not fully repay any missed or partial payments and lawful fees.

Signed:

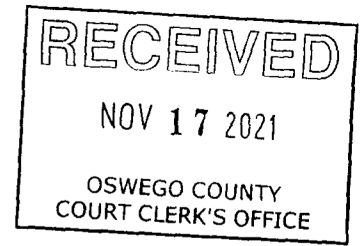
Printed name: Jeffrey S. Cosman, Manager

Date signed: 11/18/2021

NOTICE: You are signing and submitting this form under penalty of law. That means it is against the law to make a statement on this form that you know is false.

Commercial Foreclosure Notice - English

BARCLAY DAMON LLP



Franklin W. Heller
Partner

November 15, 2021

Chief Clerk
Oswego County Supreme Court
Oswego County Courthouse
25 E. Oneida Street
Oswego, New York 13126

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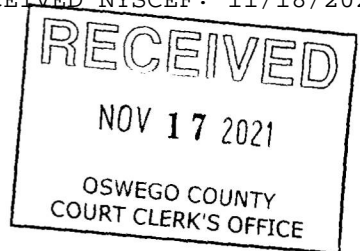
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